

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

TONY K. MCDONALD, JOSHUA B.
HAMMER, and MARK S. PULLIAM,

Plaintiffs,

v.

RANDALL O. SORRELS, et al.,

Defendants.

Case No. 1:19-cv-219-LY

**PLAINTIFFS' NOTICE OF SUPPLEMENTAL AUTHORITY
AND REQUEST FOR STATUS CONFERENCE**

Plaintiffs Tony McDonald, Joshua Hammer, and Mark Pulliam recently received notices from the Texas Bar informing them that their annual membership fees are due on June 1, 2020. *See* Ex. A. Plaintiffs continue to be coerced to join and fund the Bar as a precondition to engaging in their profession; the Bar continues to engage in political and ideological activities, including lobbying; and the Bar continues to employ wholly inadequate opt-out procedures for members who object to its political activities.

Plaintiffs initially moved for a preliminary injunction on March 25, 2019, well in advance of the June 1, 2019 due date for last year's dues. *See* Dkt. No. 5 at 10 (noting "the deadline for Plaintiffs to pay their 2019-2020 Bar dues is June 1"). During the last dues cycle, Plaintiffs—per the Court's request—paid their dues under protest. *See* Dkt. No. 58 at 19. Plaintiffs also agreed that the Court need not schedule their preliminary injunction motion for a hearing as long as there would be an expeditious decision on the parties' cross-motions for summary judgment. As Plaintiffs' counsel stated at the summary judgment hearing on August 8, 2019, "our preliminary injunction motion is still live, but I think at the last status conference we basically – the Court agreed to expedite the case and do a

faster hearing. So I think we basically said, as long as the case is resolved in a timely manner, we don't need a decision on the preliminary injunction.” Dkt. No. 89 at 62.

With the June 1 due date for 2020 bar dues rapidly approaching, Plaintiffs respectfully request a status conference with the Court to discuss how they should proceed with the upcoming dues cycle and whether Plaintiffs’ still-pending preliminary injunction motion should be set for a hearing.

Respectfully submitted,

Dated: May 6, 2020

/s/ Cameron T. Norris

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CERTIFICATE OF SERVICE

I certify that I filed the foregoing with the Clerk of this Court via CM/ECF, which will electronically notify the following:

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